

**REVISED**

## Formal Meeting Agenda



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### Tempe City Council March 3, 2005

Harry E. Mitchell Government Center  
Tempe City Hall - City Council Chambers  
31 East Fifth Street  
7:30 p.m.

1. INVOCATION - Councilmember Arredondo
2. PLEDGE OF ALLEGIANCE
3. MINUTES - Councilmember Carter
  - A. Approval of Council Meeting Minutes – None.
  - B. Acceptance of Board & Commission Meeting Minutes
    1. Community Special Events Task Force – February 15, 2005 [20050303csetf01.pdf](#)
4. REPORTS AND ANNOUNCEMENTS
  - A. Mayor's Announcements
    - Youthfest
    - Board and Commission Vacancies
  - B. Manager's Announcements

5. **AGENDA**

All items listed on the agenda will be considered as a group and will be enacted with one motion by the City Council unless an item is removed for separate consideration. Members of the public may remove public hearing items for separate consideration. Public hearing items are designated by an asterisk (\*). Councilmembers may remove any item for separate consideration.

Agenda items scheduled for Introduction/First Public Hearing will be heard, but will not be voted upon at this meeting. Items scheduled for Second Public Hearing/Final Adoption will be voted upon tonight.

**q-j** indicates quasi-judicial items. The City Council sits as a quasi-judicial body when hearing variances. In this situation, the City Council must conduct itself as a court, not as a legislative body. Pre-meeting contact with the City Council on quasi-judicial matters is prohibited. Any materials or conversations concerning the item shall only be presented to the City Council at the scheduled public hearing.

A. Miscellaneous Items

2. Request approval of the Report of Claims Paid to be Filed for Audit for the weeks of January 30, February 6 & 13, 2005.

**COMMENTS:** A copy of the detailed claims report may be obtained by contacting the City Clerk's Office.

3. Request approval for the Mayor to sign a Memorandum of Agreement for the Historic Properties Treatment Plan along the Central Phoenix/East Valley Light Rail Transit Project.

**DOCUMENT NAME:** [20050303pwbr01.pdf](#) TRANSPORTATION PLANNING(1101-01)

- 3a. *Request authorization to use Fill-the-Gap grant funds approved by the Arizona Supreme Court's Administrative Office of the Courts to hire a Spanish-speaking court interpreter (part-time).*

**COMMENTS:** *Total amount of the grant is \$85,531 to be used to recruit, train and equip a part-time Spanish language court interpreter for the remainder of fiscal year 2005 and fiscal years 2006 and 2007.*

**DOCUMENT NAME:** [20050303ccrr01.pdf](#) COURT ADMINISTRATION (0501-02)

4. Request approval for a Preliminary and Final Subdivision Plat by VILLAGIO for one lot at 2401 East Rio Salado Parkway.

**COMMENTS:** (DR Horton, property owner) #SBD-2005.21 for a Preliminary and Final Subdivision Plat for one (1) lot on 45.46 net acres.

**DOCUMENT NAME:** [20050303dsd2k05.pdf](#) PLANNED DEVELOPMENT (0406)

5. Request approval for a Horizontal Regime for CENTERPOINT CONDOMINIUMS at 75 West 5<sup>th</sup> Street.

**COMMENTS:** (Tempe Land Company, LLC, property owner) #SHR-2005.29 for a Horizontal Regime (Condominium Map) on 4.98 net acres.

**DOCUMENT NAME:** [20050303dsd2k06.pdf](#) PLANNED DEVELOPMENT (0406)

6. Request approval for an Amended Final Subdivision Plat and a Horizontal Regime for PRIEST ROAD DEVELOPMENT for two lots and eight office/warehouse units at 8100 South Priest Drive.

**COMMENTS:** (Frank Pettit and Sam Lewis, property owners) #SBD-2005.23 for an Amended Final Subdivision Plat consisting of two lots and #SHR-2005.24, a Horizontal

Regime (Condominium Plat) for eight (8) office/warehouse units on 4.38 net acres.  
**DOCUMENT NAME:** [20050303dsd2k03.pdf](#) **PLANNED DEVELOPMENT (0406)**

- \*7. This is a public hearing to recommend the approval of a Series 10 Beer and Wine Store Liquor License for T & B Holdings, dba Shell, at 915 E. Baseline Road.

**COMMENTS:** Subhash Thathi, Agent  
**DOCUMENT NAME:** [20050303LIQ1.pdf](#) **LIQ LIC (0210-02)**

- \*8. This is a public hearing to recommend the approval of a Series 10 Beer and Wine Store Liquor License for T & B Holdings, dba Shell, at 2180 E. Broadway Road.

**COMMENTS:** Subhash Thathi, Agent  
**DOCUMENT NAME:** [20050303LIQ2.pdf](#) **LIQ LIC (0210-02)**

**B. Award of Bids/Contracts**

9. Request approval of a professional services contract with Barbara Grygutis Sculpture, LLC, for artwork at the 13<sup>th</sup> Street Pedestrian and Bicycle Improvements Project.

**COMMENTS:** Subject to the execution of the final written contract in an amount not to exceed \$40,000.

**DOCUMENT NAME:** [20050303csju01.pdf](#) **BICYCLE (1102)**

10. Request approval of an addendum to a professional services contract with CMX, LLC, for construction management services for the Southern Avenue Diversion Structure Improvement Project.

**COMMENTS:** Subject to the execution of the final written addendum in an amount not to exceed \$68,620.

**DOCUMENT NAME:** [20050303PWTG04.pdf](#) **WASTEWATER MANAGEMENT (0812-01) PROJECT NO. 3200101**

11. Request approval of a one-year contract renewal with RCI Systems, Inc., for the inspection/maintenance of fire alarm/protection systems and chemical hood systems.

**COMMENTS:** In an amount not to exceed \$200,000.

**DOCUMENT NAME:** [20050303fslq01.pdf](#) **PURCHASES (1004-01) T04-072-01**

12. Request approval of a one-year contract renewal with Foster Electric/Arizona Pump, and with Weber Group, LLC, for maintenance/repair of water wells, pumps, and motors.

**COMMENTS:** Total amount shall not exceed \$700,000.

**DOCUMENT NAME:** [20050303fsts02.pdf](#) **PURCHASES (1004-01) T03-065-01, T03-065-02**

13. Request approval of a six-month contract renewal with Banner Occupational Health Services, Concentra Medical Centers, and MBI Industrial Medicine, Inc., for occupational health care services.

**COMMENTS:** Total amount shall not exceed \$80,000. Includes treatment for work-related injuries, various types of medical examinations, commercial drivers licensing and other certifications and services as needed.

**DOCUMENT NAME:** [20050303fsts03.pdf](#) **PURCHASES (1004-01)** T03-078-01, T03-078-02, T03-078-03

14. Request approval of a one-year contract renewal with A-1 Locksmith and Security Center, Inc., for hardware installation and service.

**COMMENTS:** Total amount shall not exceed \$100,000.

**DOCUMENT NAME:** [20050303fslg04.pdf](#) **PURCHASES (1004-01)** T4-079-01

15. Request approval to utilize a State of Arizona contract with Verizon Wireless for cellular, PCS, and satellite radio telephone service.

**COMMENTS:** Total cost of this contract shall not exceed \$180,000 during the initial contract period of ten months.

**DOCUMENT NAME:** [20050303fsts05.pdf](#) **PURCHASES (1004-01)**  
Contract #AD010075-003-A7

16. Request approval of a professional services contract with Environmental Planning Group, Inc. (EPG), for the design of the Western Canal Multi-Use Path.

**COMMENTS:** Subject to execution of the final written contract. Total amount of the contract shall not exceed \$434,757.

**DOCUMENT NAME:** [20050303PWTG03.pdf](#) **TRANSPORTATION PLANNING (1101-01)** PROJECT NO. 6000421

- C. Ordinances and Items for Introduction/First Hearing - These items will have two public hearings before final Council action.

- \*17. This is the **introduction and first public hearing** for CLUB RIO for a Site Plan and change of ownership for an existing bar located at 430 North Scottsdale Road. **The second public hearing is set for March 24, 2005.**

**COMMENTS:** (Premier Bar Consulting, business owner/Newest Tempe Town Lake LLC, property owner) #SIP-2005.20 for a Site Plan approval and a change of ownership for an existing bar consisting of 16,793 s.f., including a mezzanine, on 8.93 net acres, including the following:

Use Permit:

1. To allow a 16,793 ft. bar, including a mezzanine, in the I-2, General Industrial Zoning District.

2. To allow live entertainment in the I-2, General Industrial Zoning District.
3. To allow 12,260 s.f. outdoor dining in the I-2, General Industrial Zoning District

DOCUMENT NAME: [20050203dssl07.pdf](#) PLANNED DEVELOPMENT (0406)

D. Ordinances and Items for Second Hearing/Final Adoption

- \*18. This is the **second public hearing** for an ordinance abandoning a drainage easement at Capistrano Village, 7505 S. McClintock Drive.

COMMENTS: Across Lots 6 & 7 of the second amended final plat.

DOCUMENT NAME: [20050303PWMG01.pdf](#) ABANDONMENT (0904-02)  
ORDINANCE NO. 2005.03

- \*19. This is the **second public hearing** for an ordinance granting a Conveyance of Easement with Retention of Prior Rights Agreement to Arizona Public Service (APS) for utility relocation for the Miller Road Improvement Project.

COMMENTS: Capital Improvement Project No. 5101241

DOCUMENT NAME: [20050303PWMG02.pdf](#) EASEMENTS (0904-02)  
ORDINANCE NO. 2005.02

- \*20. This is the **second public hearing** for RESIDENCES AT TOWN LAKE for a zoning map amendment, Preliminary and Final Planned Area Development, at 520 West 1<sup>st</sup> Street.

COMMENTS: (TWM, LLC, Tom Meissner and City of Tempe, property owners) #RRC04069, including the following:

#ZON-2005.02 Ordinance No. 2005.01 for a zoning map amendment from I-2, General Industrial District to MU-2 Neighborhood Mixed Use District on 3.3 gross acres.  
#SPD-2005.13 for a Preliminary and Final Planned Area Development consisting of 110,600 total square feet for 60 condominium units and 7 live/work units for a total of 67 units on 3.29 net acres.

Use Permit:

Allow an office use for all live/work units in the MU-2 Zoning District.

DOCUMENT NAME: [20050303dssl05.pdf](#) PLANNED DEVELOPMENT (0406)

E. Resolutions – None.

6. PUBLIC APPEARANCES

According to the Arizona Open Meeting Law, the City Council may only discuss matters listed on this agenda. Matters discussed by the public during public appearances cannot be discussed by the City Council unless they are specifically listed on this agenda. There is a five-minute time limit per speaker. Speaker's visual aids or recorded tapes are not allowed.

Members of the public shall refrain from making personal, impertinent or slanderous remarks and from becoming boisterous while addressing the City Council or while attending the meeting. Unauthorized remarks from the audience, clapping, stomping of feet, yelling or any similar demonstrations are also prohibited. Violations of these rules may result in removal from the City Council meeting.

- Dennis Skolnick, Tempe, re: Downtown Tempe Parking and Towing
- Kevin Preble, Tempe, re: Impound Fees in Tempe/Towing
- *Pete Colantoni, Phoenix, re: Impound Fees and Towing*

## 7. CURRENT EVENTS/COUNCIL ANNOUNCEMENTS

The City of Tempe endeavors to make all public meetings accessible to persons with disabilities. With 48 hours advance notice, special assistance can also be provided for sight and/or hearing impaired persons at public meetings. Please call (480) 350-8241 (voice) or (480) 350-8400 (TDD) to request an accommodation to participate in the City Council meeting.

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